

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop 1985 Kroger Dr. Suite C1 West Memphis, AR 72301, Crittenden	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) <p style="text-align: center;">777060-2017-0064-B1B</p> 3. PERMIT/LICENSE NUMBER 4a. TARGET DATE 4b. TARGET HOURS <p style="text-align: center;">571035027K04592 3/31/2017 40</p> 5. REQUESTED BY (SIGNATURE, TITLE AND DATE)
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6. ATF OFFICER(S) ASSIGNED

(b)(6)/(b)(7)(C) - Assigned Investigator

(b)(6)/(b)(7)(C) - Lead Investigator

(b)(6)/(b)(7)(C) - Assigned Investigator

7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)

(b)(6)/(b)(7)(C) Area Supervisor, 10/03/2016

8. PURPOSE/SPECIAL INSTRUCTIONS

Conduct a full DE compliance inspection of this licensee. Top 100 Initiative.

9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC		10. TRAVEL EXPENSES (OPTIONAL)	
NO. OF VIOLATIONS	12	NO. OF REFERRALS		2111 - PER DIEM	
NO. OF TECS CHECKS	269	NO. OF TECS HITS		2112 - P.O.A.	
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES		2113 - COMM. AIR	
		\$ VALUE OF TAX DECREASES		2114 - RENTAL CAR	
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS		2115 - GPV EXPENSES	
NO. OF CLAIMS		\$ VALUE OF CLAIMS		2116 - MISC.	
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED		TOTAL \$ FOR INSP.	

11. ATF OFFICER'S RECOMMENDATION

Submitted by: (b)(6)/(b)(7)(C) - Industry Operations Investigator

Submitted on: 04/04/2017

Viols WC with WL and Recall

12. TIME ACCOUNTING DATA			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)			
MAR 2017	37.00	<input type="checkbox"/> (b)(6)/(b)(7)(C)	
ATF OFFICER'S SUBTOTAL	37.00	ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)			
OCT 2016	1.00	<input type="checkbox"/> (b)(6)/(b)(7)(C)	
MAR 2017	92.50		
APR 2017	10.00		
ATF OFFICER'S SUBTOTAL	103.50	ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)			
MAR 2017	18.00	<input type="checkbox"/> (b)(6)/(b)(7)(C)	
ATF OFFICER'S SUBTOTAL	18.00	ATF OFFICER'S SIGNATURE	
TOTAL HOURS	158.50		

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13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

SEE PII 5/15/17 MDWREN

 Viols WC with WL and Recall

REVIEWED
 CONCUR
 SEE COMMENTS
 FINAL DISPOSITION

SIGNATURE AND TITLE MDWREN - DIO	REVIEW DATE 05/15/2017
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REVIEW COMMENTS AND RECOMMENDATION

Inspection concluded on 3/28/17 disclosing 12 violations. Admin action is warranted due to the sale of a receiver to a resident of another state (WC), disposition errors (WL), identification errors (WL), non-qualifying permits (WL), NICS over 30-days (WL), and unreported multiple sales (WL). A Warning Conference was conducted on 5/31/17 with a follow-up Warning Letter mailed on 5/31/17. A Recall inspection will be conducted after a year.

Viols WC with WL and Recall

REVIEWED
 CONCUR
 SEE COMMENTS
 FINAL DISPOSITION

SIGNATURE AND TITLE (b)(6)/(b)(7)(C) Area Supervisor	REVIEW DATE 05/31/2017
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ROUTING SEQUENCE AND DATE

- 1. _____
- 2. _____
- 3. _____
- 4. _____

CONTROL FILE POSTED DATE _____

FIREARMS INSPECTION REPORT

Name: 1 Stop Pawn Shop, LLC
Trade Name: 1 Stop Pawn Shop

UI#: 777060-2017-0064-B1B
FFL#: 5-71-035-02-7K-04592

Address: 1985 Kroger Dr. Ste. C1
West Memphis, AR 72301 (Crittenden Co.)

1 - Introduction

Inspection Profile:

Senior Investigators [REDACTED] and [REDACTED] and Investigator [REDACTED] [REDACTED] conducted a Disposition Emphasis compliance inspection of 1 Stop Pawn Shop, LLC, on March 6-7, 2017¹, as part of the Top 100 initiative. Investigator [REDACTED] also assisted with the inspection. The unannounced inspection occurred at the premises and was conducted according to the instructions on ATF Form 5700.14. The inspection covered from March 6, 2016, until March 5, 2017. Sarah Elizabeth Rabaya and Anthony Luis Rabaya, members of 1 Stop Pawn Shop, LLC, were interviewed during the inspection (**Exhibits 1-2**).

Business Profile:

1 Stop Pawn Shop is a pawn shop that deals in general pawn merchandise as well as firearms. The business is licensed as a *Dealer, Including Pawnbroker, in Firearms* (Type 02) and is located at 1985 Kroger Dr., Ste. C1, West Memphis, AR, in a commercial area (**Exhibit 3**). In the last 12 months, [REDACTED] firearms were acquired and approximately [REDACTED] were disposed of. The estimated percentage of business is as follows:

- Retail: [REDACTED]
- Pawnbroker: [REDACTED]
- Wholesale: [REDACTED]
- New firearms: [REDACTED]
- Secondary Market firearms: [REDACTED]
- Long guns: [REDACTED]
- Handguns: [REDACTED]

The licensee does not display or transfer firearms at gun shows. Additionally, the business was in compliance with all known State and local licenses/permits. All required records are kept on the licensed premises, and no off-site storage is utilized for firearms. New firearms are primarily acquired from [REDACTED] [REDACTED]. The LLC has been licensed since 2014. Members have not attended any FFL Seminars held by ATF.

¹ [REDACTED] & [REDACTED] returned on March 27-28 to follow up on investigative findings

FIREARMS INSPECTION REPORT

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Ownership and Control:

1 Stop Pawn Shop is an Arkansas limited liability company (LLC) in good standing with the State (**Exhibit 4**). The *Dealer, Including Pawnbroker, in Firearms* license (Type 02) is correctly issued. Anthony Luis Rabaya and his wife, Sarah Elizabeth Rabaya, are equal members of the LLC and are the only responsible people on the license. No additional responsible people were identified as a result of this inspection. Background (NCIC) checks on Mr. and Mrs. Rabaya revealed no prohibiting data. The licensee is engaged in the business, and no hidden ownership was disclosed.

Variance:

The licensee has no approved variances and does not require any at this time.

2 - Recommendation

Report of Violations. Warning Conference. Recall Inspection.

3 - Inspection History

This was the first compliance inspection of this licensee. The result of the qualification inspections is listed below.

Date of Inspection: September 2014
Type of Inspection: Qualification Inspection
UI#: 777060-2014-0257-B1B
Inspection Results: Application Approved
Cited Violations: None

4 - Acquisition & Disposition (A&D) Record - Inventory

The licensee had 326 firearms in inventory at the time of the inspection. The acquisition & disposition (A&D) records listed [redacted] firearms in stock. A full inventory was conducted which disclosed the following discrepancies (**Violation 1 and Worksheet 1**):

- [redacted] firearms were entered with incorrect acquisition information (**Exhibit 5**).
- [redacted] firearm was not logged in.
- [redacted] firearms were logged out when actually still in inventory (**Exhibit 6**).
- [redacted] firearms were not logged out (**Exhibit 7**).

[redacted] firearms were traced through the required records with no trafficking issues indicated. No firearms had been reported stolen/lost during the inspection period according to the Violent Crime Analysis Branch Master Query. The required information was contained in the A&D records, and entries were timely made with the

FIREARMS INSPECTION REPORT

Name: 1 Stop Pawn Shop, LLC
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exception of the cited violations. The licensee utilizes handwritten A&D records as the official ATF records; a computer system is also used in conjunction with the Point of Sale (POS) system. Sarah Rabaya is the primary person in charge of updating the Acquisition and Disposition records.

5 - ATF Forms 4473 – NICS & Other Dispositions

There were [] ATF Forms 4473 for the review period, and they were all reviewed.

The following discrepancies were disclosed (**Worksheet 2**):

- There were [] Forms with general errors (**Exhibit 8 and Violation 2**).
- There was [] sold to a resident of another State (**Exhibit 9 and Violation 3**).
- There were [] Forms with expired or non-qualifying permits from other States used in lieu of NICS (**Exhibit 10 and Violation 4**).
- There were [] Forms with transfers more than 30 days after the initial NICS (**Exhibit 11 and Violation 5**).
- There were [] Forms with other errors in Section A (**Exhibit 12 and Violation 6**).
- There were [] Forms with identification errors in Section B (**Exhibit 13 and Violation 7**).
- There were [] Forms with missing NICS information in Section B (**Exhibit 14 and Violation 8**).
- There were [] Forms with missing firearm information in Section D (**Exhibit 15 and Violation 9**).
- There were [] Forms with missing or incorrect certification information in Section D (**Exhibit 16 and Violation 10**).

The ATF Forms 4473 on file were maintained numerically. The denials or ATF Forms 4473 that were not associated with a firearm transfer were not stored separately though (**Violation 11**). There were [] NICS checks that were verified with the NICS Audit Log. No transfers to law enforcement on letterhead had occurred during the inspection period. Transfers to other licensees were properly recorded in the records. Sarah and Anthony Rabaya are primarily the people responsible for the completion of the ATF Forms 4473.

6 - Multiple Sales

[] multiple sales of handguns had been filed during the inspection period according to the Violent Crime Analysis Branch Master Query; all [] were untimely reported (**Exhibit 17, Violation 12 and Worksheet 2**). Another [] unreported multiple handgun sales were also discovered (**Exhibit 18, Violation 12 and Worksheet 2**). The unreported multiple sales were reported to ATF and the West Memphis Police Department during the inspection.

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7 - Suspicious/Prohibited Purchasers

No suspicious/prohibited purchasers were identified.

8 - Trace Activity

There have been [redacted] successful traces to this licensee during the inspection period according to the Violent Crime Analysis Branch Master Query. Approximately [redacted] of the firearms acquired [redacted] are secondary market firearms from individuals. Investigator [redacted] queried [redacted] of these firearms in NCIC with no hits.

As an Arkansas pawnbroker, the business is required to report all pawned items to law enforcement through Leads Online. All indications are that this is being done.

9 - NFA/Importer/Collector/Manufacturer

The licensee does not import, collect, or manufacture firearms; nor does the licensee pay Special Occupation Tax (SOT) as a dealer in Title II (NFA) firearms.

10 - Referrals

No referrals were made as a result of this inspection.

11 - Other

The licensee had secure gun storage/safety devices available and was displaying the Youth Handgun Safety Act poster and pamphlets.

Five Arkansas Concealed Carry Permit holders were queried in the Arkansas State Police Database to verify their permits were active at the time of transfer. No discrepancies were disclosed.

12 - Closing Actions

Senior Investigator [redacted] and Investigator [redacted] held a closing conference with Sarah Elizabeth Rabaya, member of 1 Stop Pawn Shop LLC, on March 28, 2017. The violations discovered and corrective actions were reviewed in depth. Regulatory requirements and general information were also discussed. The Acknowledgement of Federal Firearms Regulations was signed by Mrs. Rabaya indicating she had received a copy, that it was reviewed, and all questions were answered regarding the information therein contained (**Exhibit 19**). The Report of Violations was prepared subsequent to

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the closing conference and sent via email to Mrs. Rabaya who returned a signed copy via email.

13 - Violations

1. 27 CFR 478.125(e)

Nature of violation: Failure to maintain an accurate and/or timely Acquisition & Disposition (A&D) record. In [] instances, acquisitions were not correctly entered: Serial number incorrect [], Importer omitted [], Incorrect manufacturer [], Type incorrect=1. In [] instance, a firearm was not logged in. In [] instances, firearms were logged out when still in inventory. In [] instances, firearms were not logged out.

Licensee's response: Mrs. Rabaya stated that she works on the books when she gets time to do so and claims she was unaware of any time limit requirements.

Corrective action: The Acquisition & Disposition (A&D) record shall be maintained accurately and all entries timely-made. The manufacturer, model, serial number, caliber/gauge, type of firearm, date of acquisition, from whom acquired, date of disposition, and to whom disposed shall be accurate and complete. All listed instances from the current inspection shall be corrected in the A&D record.

All logging in and out of firearms was corrected. All acquisition entry information was corrected.

Reference: Worksheet 1: Inventory and A&D Review and Exhibits 5-7

2. 27 CFR 478.21(a)

Nature of violation: Failure to complete the ATF Form 4473 or have it completed according to the subheadings and instructions on [] Forms. In [] instances, the ethnicity of the transferee was omitted. In [] instances, "Are you the actual buyer?" was answered "No"; in [] instances it was left blank. In [] instances, the type of firearm to be transferred was omitted; in [] instance, it was incorrect. In [] instances, the recertification signature was omitted. In [] instances, the recertification date was omitted. In [] instances, the number of firearms transferred was omitted. In [] instances, whether or not the transfer involved a pawn redemption was omitted. In [] instance, the seller's printed name was omitted. In [] instance, the seller's title was omitted.

Licensee's response: Mrs. Rabaya stated that they need to pay better attention the Forms.

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Corrective action: The ATF Form 4473 must be completed accurately according to the instructions and subheadings.

Reference: Worksheet 2 and Exhibit 8

3. **27 CFR 478.99(a)**

Nature of violation: Failure to adhere to state residency requirements regarding the sale of firearms. In [] instance, a receiver was transferred to a Mississippi residence.

Licensee's response: Mrs. Rabaya stated that she thought it was ok since it was a "rifle" receiver.

Corrective action: Handguns may only be transferred over the counter to residents 21 years of age or older who reside in the state in which the licensee is located. The only exception is the return of a pawned handgun to the same person who pawned it, even if that person resides in another state. Long guns may be transferred over the counter to residents of other states 18 years of age or older if the state laws of the transferee's state of resident are followed as well as the state laws of Arkansas. Firearms that are not long guns (frames, receivers, pistol grip firearms) can only be transferred to residents of Arkansas that are at least 21 years of age.

Reference: Worksheet 2: ATF Form 4473 Review and Exhibit 9

4. **27 CFR 478.102(a)**

Nature of violation: Failure to conduct a NICS background check on a transferee if the transferee does not have a valid alternate permit (Arkansas Concealed Handgun Permit). In [] instance, a Mississippi concealed carry permit was accepted as an alternate to NICS. In [] instance, the Arkansas concealed carry permit had expired.

Licensee's response: Mrs. Rabaya stated that she thought a Mississippi concealed carry permit was an alternate to NICS since long guns can be sold in Arkansas to a Mississippi resident.

Corrective action: If the transferee presents a valid alternate permit (Arkansas Concealed Handgun Permit), it may be listed on the ATF Form 4473 as an exemption to conducting a NICS background check. However, if the permit presented is not valid in Arkansas as an alternate to NICS (The Arkansas Concealed Handgun Permit is the only approved alternate in Arkansas) then a NICS background check must be conducted on the transferee.

Reference: Worksheet 2 and Exhibit 10

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5. **27 CFR 478.102(c)**

Nature of violation: Failure to conduct a new NICS check when the initial NICS check exceeded 30 calendar days and a transfer did not take place within the 30-day period. In [] instances, the transfer took place more than 30 calendar days after the initial NICS contact.

Licensee's response: Mrs. Rabaya stated she was not aware of any time limitations.

Corrective action: A NICS check may be relied upon by the licensee only for use in a single transaction, and for a period not to exceed 30 calendar days from the date that NICS was initially contacted. If the transaction is not completed within the 30-day period, the licensee shall initiate a new NICS check prior to completion of the transfer.

Reference: Worksheet 2 and Exhibit 11

6. **27 CFR 478.124(c)(1)**

Nature of violation: Failure to obtain and maintain a complete and accurate ATF Form 4473 on [] Forms. In [] instances, the middle name of the transferee was omitted or represented by an initial only. In [] instances, the transferee's address was incomplete; in one instance, it was listed as a P.O. Box. In [] instances, the county was incorrect; in 20 instances, it was omitted. In [] instance, the zip code was omitted. In [] instances, the place of birth was omitted or incomplete. In [] instances, the height of the transferee was omitted. In [] instances, the weight of the transferee was omitted. In [] instances, the sex of the transferee was omitted. In [] instance, the birthdate of the transferee was omitted. In [] instance, certification questions 11b thru 11k were answered "yes". In [] instance, certification question 11b was blank. In [] instance, certification question 11c was blank; in [] instance, it was answered "yes". In [] instance, certification question 11d was blank. In [] instances, certification question 11i was answered "yes"; in [] instances, it was left blank. In [] instances, certification question 11k was answered "yes". In [] instances, the state of residence was omitted. In [] instances, the country of citizenship was omitted. In [] instances, the certification date was omitted; in [] instance, it was incorrect.

Licensee's response: Mrs. Rabaya stated that they need to pay better attention to the completion of the Forms.

Corrective action: The ATF Form 4473 must be accurate and complete. Section A (and Section C if necessary) must be fully completed accurately by the transferee (customer). Sections B and D must be fully completed accurately by the transferor (licensee or clerk).

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Reference: Worksheet 2 and Exhibit 12

7. 27 CFR 478.124(c)(3)(i)

Nature of violation: Failure to record a valid, government-issued identification document(s) on [] ATF Forms 4473 that verifies the identity, date of birth, and residential address of the transferee. In [] instances, the identification document listed did not verify the residential address listed by the transferee. In [] instances, the identification document was omitted (a copy was attached to the Form). In [] instances, the expiration date of the identification document was omitted.

Licensee's response: Mrs. Rabaya stated that she was unaware of the need for the identification document to verify the residential address listed by the transferee.

Corrective action: The licensee must examine and record a valid, government-issued identification document(s) that verifies the transferee's identity, date of birth, and physical residential address. Military members permanently stationed in the same State may present their valid military ID and a copy of their Permanent Change of Station (PCS) orders showing that they are currently permanently stationed in that State. All documents used shall be recorded on the ATF Form 4473. Copies of documents are not required but may be attached to the ATF Form 4473.

Reference: Worksheet 2 and Exhibit 13

8. 27 CFR 478.124(c)(3)(iv)

Nature of violation: Failure to accurately record information concerning the NICS background check on [] Forms. In [] instance, the NTN was omitted. In [] instance, the initial response from NICS was omitted. In [] instances, the final response from NICS was omitted; in [] instances, it was incorrect.

Licensee's response: Mrs. Rabaya stated that these had to have been just oversights.

Corrective action: All information regarding contact with NICS must be accurately and completely recorded on the ATF Form 4473. The date of initial contact, the NICS transaction number, the initial response from NICS, the final response from NICS (if applicable) and the final resolution after the firearm was transferred (if applicable) must be accurately completed.

Reference: Worksheet 2 and Exhibit 14

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9. **27 CFR 478.124(c)(4)**

Nature of violation: Failure to complete and maintain an accurate ATF Form 4473 on Forms. In instance, the manufacturer was incorrect. In instance, the type of firearm was incorrect; in instance, it was omitted. In instance, the caliber was incorrect.

Licensee's response: Mrs. Rabaya stated these were oversights.

Corrective action: The ATF Form 4473 must be accurate and complete. The transferred firearm information must be recorded correctly and completely (Manufacturer, model, serial number, type, and cal/ga).

Reference: Worksheet 2 and Exhibit 15

10. **27 CFR 478.124(c)(5)**

Nature of violation: Failure to complete and maintain an accurate ATF Form 4473 on Forms. In instance the seller's signature was omitted. In instances, the transfer date was incorrect; in instances, it was omitted.

Licensee's response: Mrs. Rabaya stated these were oversights.

Corrective action: The ATF Form 4473 must be accurate and complete. The signature of the transferor (licensee or clerk) whom transfers the firearm as well as the date of the firearm transfer must be recorded on the ATF Form 4473.

Reference: Worksheet 2: ATF Form 4473 Review and Exhibits 16

11. **27 CFR 478.129(b)**

Nature of violation: Failure to retain separately and in alphabetical or chronological order the ATF Forms 4473 in which a sale, delivery or transfer did not take place.

Licensee's response: Mrs. Rabaya stated she was unaware that these needed to be separate.

Corrective action: ATF Forms 4473 in which a sale, delivery or transfer did not take place shall be separately retained in alphabetical (by name of transferee) or chronological (by date of transferee's certification) order.

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Name: 1 Stop Pawn Shop, LLC
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12. **27 CFR 478.126a**

Nature of violation: Failure to report the sale of multiple handguns as required. In [] instances, the reports of multiple sales were not timely reported; in [] instances, they were not reported at all.

Licensee's response: Mrs. Rabaya stated that until January 2017, she was unaware that the sale of multiple pistols even had to be reported. When asked why then after January 2017 were there 10 unreported, Mrs. Rabaya stated that she didn't know there was a time requirement.

Corrective action: The sale or other disposition of two or more handguns to the same non-license individual at the same time or within five business days must be reported to ATF and the Chief Law Enforcement Officer in the licensee's jurisdiction via ATF Form 3310.4 by the close of the business day in which the multiple sale occurred.

Reference: Worksheet 2 and Exhibits 17-18

5/31/2017

(b)(6)/(b)(7)(C)

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Name: 1 Stop Pawn Shop, LLC
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Worksheets

1. Inventory and A&D Review
2. ATF Form 4473 Review

Exhibits

1. Photo (DL) of Anthony Luis Rabaya
2. Photo (DL) of Sarah Elizabeth Rabaya
3. Photo of premises
4. LLC information
5. Incorrect acquisition information
6. Firearms logged out when in inventory
7. Firearms not logged out
8. General Form 4473 errors
9. Receiver sold to an out-of-state resident
10. Non-qualifying permits
11. Sales more than 30-days after initial NICS
12. Form 4473 Section A errors
13. Form 4473 Identification errors
14. Form 4473 NICS documentation errors
15. Form 4473 firearm information errors
16. Form 4473 certification errors
17. Untimely multiple sales
18. Unreported multiple sales
19. Acknowledgement of Federal Firearms Regulations

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop	Street Address 1985 Kroger Dr. Suite C1	City West Memphis	State AR	Zip Code 72301-	County Crittenden	Page 1 of 8 Pages
License/Permit/Registry Number <i>(If any)</i> 571035027K04592	Expiration Date 10/1/2017	Date(s) or Period of Inspection 03/06/2016 through 03/05/2017				

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you

Number: 1

Nature of Violation:

Failure to maintain an accurate and/or timely Acquisition & Disposition (A&D) record. In instances, acquisitions were not correctly entered: Serial Number incorrect=15; Importer omitted=28; Incorrect manufacturer=11; Type incorrect=1. In instance, a firearm was not timely logged in. In instances, firearms were logged out when in inventory. In instances, firearms were not logged out.

Citation: 27 CFR 478.125(e)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The Acquisition & Disposition (A&D) record shall be maintained accurately and all entries timely-made. The manufacturer, model, serial number, caliber/gauge, type of firearm, date of acquisition, from whom acquired, date of disposition, and to whom disposed shall be accurate and complete. All listed instances from the current inspection shall be corrected in the A&D record.

Report of Violations

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Name of Proprietor 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop	Street Address 1985 Kroger Dr. Suite C1	City West Memphis	State AR	Zip Code 72301-	County Crittenden	Page 2 of 8 Pages
License/Permit/Registry Number <i>(If any)</i> 571035027K04592		Expiration Date 10/1/2017	Date(s) or Period of Inspection 03/06/2016 through 03/05/2017			

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number: 2

Nature of Violation:

Failure to complete the ATF Form 4473 or have it completed according to the subheadings and instructions on [] Forms.
 In [] instances, the ethnicity of the transferee (#10a) was omitted. In [] instances, certification question 11a was answered "No"; in [] instances, it was left blank. In [] instances, the type of firearm to be transferred (#18) was omitted; in [] instance, it was incorrect. In [] instances, the recertification signature (#24) was omitted. In [] instances, the recertification date (#25) was omitted. In [] instances, the number of firearms transferred (#30a) was omitted. In [] instances, whether or not the transfer involved a pawn redemption (#30b) was omitted. In [] instance, the seller's printed name (#33) was omitted. In [] instance, the seller's title (#35) was omitted.

Citation: 27 CFR 478.21(a)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken: The ATF Form 4473 must be completed accurately

(If not corrected immediately) according to the instructions and subheadings.

Report of Violations

Instructions

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Name of Proprietor 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop	Street Address 1985 Kroger Dr. Suite C1	City West Memphis	State AR	Zip Code 72301-	County Crittenden	Page 3 of 8 Pages
License/Permit/Registry Number (If any) 571035027K04592	Expiration Date 10/1/2017	Date(s) or Period of Inspection 03/06/2016 through 03/05/2017				

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number: 3

Nature of Violation:

Failure to adhere to state residency requirements regarding the sale of firearms.
In _____ instance, a receiver was transferred to a Mississippi residence.

Date Corrections to be Made:
(If not corrected immediately)

Corrective Action to be Taken:
(If not corrected immediately)

Handguns may only be transferred over the counter to residents 21 years of age or older who reside in the state in which the licensee is located. The only exception is the return of a pawned handgun to the same person who pawned it, even if that person resides in another state. Long guns may be transferred over the counter to residents of other states 18 years of age or older if the state laws of the transferee's state of resident are followed as well as the state laws of Arkansas. Firearms that are not long guns (frames, receivers, pistol grip firearms) can only be transferred to residents of Arkansas that are at least 21 years of age.

Citation: 27 CFR 478.99(a)

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop	Street Address 1985 Kroger Dr. Suite C1	City West Memphis	State AR	Zip Code 72301-	County Crittenden	Page 4 of 8 Pages
License/Permit/Registry Number <i>(If any)</i> 571035027K04592		Expiration Date 10/1/2017	Date(s) or Period of Inspection 03/06/2016 through 03/05/2017			

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number: 4

Nature of Violation:

Failure to conduct a NICS background check on a transferee if the transferee does not have a valid alternate permit (Arkansas Concealed Handgun Permit).
 In [] instance, a Mississippi concealed carry permit was accepted as an alternate to NICS. In one instance, the Arkansas concealed carry permit had expired

Citation: 27 CFR 478.102(a)

Date Corrections to be Made:
(If not corrected immediately)

Corrective Action to be Taken: *(If not corrected immediately)* If the transferee presents a valid alternate permit (Arkansas Concealed Handgun Permit), it may be listed on the ATF Form 4473 as an exemption to conducting a NICS background check. However, if the permit presented is not valid in Arkansas as an alternate to NICS (The Arkansas Concealed Handgun Permit is the only approved alternate in Arkansas) then a NICS background check must be conducted on the transferee.

Number: 5

Nature of Violation:

Failure to conduct a new NICS check when the initial NICS check exceeded 30 calendar days and a transfer did not take place within the 30-day period.
 In [] instances, the transfer took place more than 30 calendar days after the initial NICS contact.

Citation: 27 CFR 478.102(c)

Date Corrections to be Made:
(If not corrected immediately)

Corrective Action to be Taken: *(If not corrected immediately)* A NICS check may be relied upon by the licensee only for use in a single transaction, and for a period not to exceed 30 calendar days from the date that NICS was initially contacted. If the transaction is not completed within the 30-day period, the licensee shall initiate a new NICS check prior to completion of the transfer.

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop	Street Address 1985 Kroger Dr. Suite C1	City West Memphis	State AR	Zip Code 72301-	County Crittenden	Page 5 of 8 Pages
License/Permit/Registry Number (If any) 571035027K04592	Expiration Date 10/1/2017	Date(s) or Period of Inspection 03/06/2016 through 03/05/2017				

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number: 6

Nature of Violation:

Failure to obtain and maintain a complete and accurate ATF Form 4473 on 106 Forms. In [] instances, the middle name of the transferee was omitted or represented by an initial only (#1). In [] instances, the transferee's address was incomplete (#2); in [] instance, it was listed as a P.O. Box. In [] instances, the county was incorrect (#2); in [] instances, it was omitted. In one instance, the zip code was omitted (#2). In [] instances, the place of birth was omitted (#3). In [] instances, the height of the transferee was omitted (#4). In [] instances, the weight of the transferee was omitted (#5). In [] instances, the sex of the transferee was omitted (#6). In one instance, the birthdate of the transferee was omitted (#7). In [] instance, certification questions 11b thru 11k were answered "yes". In [] instance, certification question 11b was blank. In [] instance, certification question 11c was blank; in [] instance, it was answered "yes". In [] instance, certification question 11d was blank. In [] instances, certification question 11i was answered "yes"; in [] instances, it was left blank. In [] instances, certification question 11k was answered "yes". In [] instances, the state of residence was omitted (#13). In [] instances, the country of citizenship was omitted (#14). In [] instances, the certification date was omitted (#17); in [] instance, it was incorrect.

Citation: 27 CFR 478.124(c)(1)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The ATF Form 4473 must be accurate and complete. Section A (and Section C if necessary) must be fully completed accurately by the transferee (customer). Sections B and D must be fully completed accurately by the transferor (licensee or clerk).

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop	Street Address 1985 Kroger Dr. Suite C1	City West Memphis	State AR	Zip Code 72301-	County Crittenden	Page 6 of 8 Pages
License/Permit/Registry Number (if any) 571035027K04592	Expiration Date 10/1/2017	Date(s) or Period of Inspection 03/06/2016 through 03/05/2017				

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number: 7

Nature of Violation:

Failure to record a valid, government-issued identification document(s) on ATF Forms 4473 that verifies the identity, date of birth, and residential address of the transferee. In instances, the identification document listed did not verify the residential address listed by the transferee (#20a). In instances, the identification document was omitted (a copy was attached to the Form). In instances, the expiration date of the identification document was omitted.

Citation: 27 CFR 478.124(c)(3)(i)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee must examine and record a valid, government-issued identification document(s) that verifies the transferee's identity, date of birth, and physical residential address. Military members permanently stationed in the same State may present their valid military ID and a copy of their Permanent Change of Station (PCS) orders showing that they are currently permanently stationed in that State. All documents used shall be recorded on the ATF Form 4473. Copies of documents are not required but may be attached to the ATF Form 4473.

Number: 8

Nature of Violation:

Failure to accurately record information concerning the NICS background check on Forms. In one instance, the NTN was omitted (#21b). In one instance, the initial response from NICS was omitted (#21c). In eight instances, the final response from NICS was omitted (#21d); in two instances, it was incorrect.

Citation: 27 CFR 478.124(c)(3)(iv)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

All information regarding contact with NICS must be accurately and completely recorded on the ATF Form 4473. The date of initial contact, the NICS transaction number, the initial response from NICS, the final response from NICS (if applicable) and the final resolution after the firearm was transferred (if applicable) must be accurately completed.

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop	Street Address 1985 Kroger Dr. Suite C1	City West Memphis	State AR	Zip Code 72301-	County Crittenden	Page 7 of 8 Pages
License/Permit/Registry Number (If any) 571035027K04592	Expiration Date 10/1/2017	Date(s) or Period of Inspection 03/06/2016 through 03/05/2017				

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you.

Number: 9

Nature of Violation:

Failure to complete and maintain an accurate ATF Form 4473 on [] Forms.
In [] instance, the manufacturer was incorrect (#26). In [] instance, the type of firearm was incorrect (#29); in [] instance, it was omitted. In [] instance, the caliber was incorrect (#30).

Citation: 27 CFR 478.124(c)(4)

Date Corrections to be Made:
(If not corrected immediately)

Corrective Action to be Taken: (If not corrected immediately) The ATF Form 4473 must be accurate and complete. The transferred firearm information must be recorded correctly and completely (Manufacturer, model, serial number, type, and cal/ga).

Number: 10

Nature of Violation:

Failure to complete and maintain an accurate ATF Form 4473 on [] Forms.
In [] instance the seller's signature was omitted (#34). In [] instances, the transfer date was incorrect (#36); in [] instances, it was omitted. [] * 5/11/16 []

Citation: 27 CFR 478.124(c)(5)

Date Corrections to be Made:
(If not corrected immediately)

Corrective Action to be Taken: (If not corrected immediately) The ATF Form 4473 must be accurate and complete. The signature of the transferor (licensee or clerk) whom transfers the firearm as well as the date of the firearm transfer must be recorded on the ATF Form 4473.

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor 1 Stop Pawn Shop, LLC 1 Stop Pawn Shop	Street Address 1985 Kroger Dr. Suite C1	City West Memphis	State AR	Zip Code 72301-	County Crittenden	Page 8 of 8 Pages
License/Permit/Registry Number (if any) 571035027K04592	Expiration Date 10/1/2017	Date(s) or Period of Inspection 03/06/2016 through 03/05/2017				

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number: 11

Nature of Violation:

Failure to retain separately and in alphabetical or chronological order the ATF Forms 4473 in which a sale, delivery or transfer did not take place.

Citation: 27 CFR 478.129(b)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

ATF Forms 4473 in which a sale, delivery or transfer did not take place shall be separately retained in alphabetical (by name of transferee) or chronological (by date of transferee's certification) order.

Number: 12

Nature of Violation:

Failure to report the sale of multiple handguns as required.

In instances, the reports of multiple sales were not timely reported; in instances, they were not reported at all.

Citation: 27 CFR 478.126a

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The sale or other disposition of two or more handguns to the same non-license individual at the same time or within five business days must be reported to ATF and the Chief Law Enforcement Officer in the licensee's jurisdiction via ATF Form 3310.4 by the close of the business day in which the multiple sale occurred.

Signature and Title of ATF Officer	(b)(6)/(b)(7)(C)	Proprietor's signature and title (Member)	Date 4-14-17
	(b)(6)/(b)(7)(C)		Date



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives
425 West Capitol Avenue, Suite 775
Little Rock, Arkansas 72201

www.atf.gov

May 16, 2017

777060 (b)(6)(b)(7)(C)
5300

CERTIFIED MAIL

Mrs. Sarah Rabaya
Member
1 Stop Pawn Shop, LLC
1985 Kroger Drive, Suite C1
West Memphis, Arkansas 72301

Federal Firearms License 5-71-035-02-7K-04592

Dear Mrs. Rabaya:

During a recent compliance inspection at your firearms business covering the period of March 6, 2016, to March 5, 2017, you were cited for violations of 27 Code of Federal Regulations, Part 478. The violations were discussed with you during the inspection. A copy of the Report of Violations, Form 5030.5, issued at the time of the inspection is enclosed.

You should be aware that any willful violations of the Gun Control Act may result in revocation of your Federal firearms license. As a result of the recently cited violations, it is important that we have a meeting with you to discuss the violations found. The conference will be held on **Thursday, May 25, 2017, at 1:00 PM at the Little Rock II Field Office, 425 W. Capitol Ave. Suite 775, Little Rock, AR 72201.** The agenda for the meeting will include a discussion of the reasons for the violations, a review of the legal requirements, and a discussion of steps to be taken by you to ensure future compliance. Although we do not believe it necessary, legal counsel may assist you at your own expense if you so choose. Please bring with you documentation verifying the corrective action you have taken.

The records you are required to maintain and the business operations you conduct are important to law enforcement in our continuing efforts to reduce violent crime and protect the public. It is essential that you comply with all Federal laws and regulations that govern your firearms business to aid in this effort to combat violent crime.

We will conduct a follow-up inspection in the future. Any violations, either repeat or otherwise, could be viewed as willful and may result in the revocation of your license.

1 Stop Pawn Shop, LLC

Please contact Investigative Analyst [redacted] (b)(6)/(b)(7)(C) to confirm this appointment and to ask any questions you may have regarding this conference. I look forward to meeting with you to resolve these issues.

Sincerely yours,

[redacted]
(b)(6)/(b)(7)(C)

Area Supervisor

Enclosure

c: Federal Firearms Licensing Center
New Orleans Field Division
Little Rock II Field Office



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives
425 West Capitol Avenue, Suite 775
Little Rock, Arkansas 72201

www.atf.gov

May 31, 2017

777060 (b)(6)(b)(7)(C)
5300

CERTIFIED MAIL

Ms. Sarah Rabaya and Mr. Anthony Rabaya
Members
1 Stop Pawn Shop, LLC
1985 Kroger Drive, Suite C1
West Memphis, Arkansas 72301

Federal Firearms License 5-71-035-02-7K-04592

Dear Ms. Rabaya and Mr. Rabaya:

This letter is a follow-up to the warning conference held with you on May 31, 2017, at the Little Rock Field Office in Little Rock, Arkansas. During this conference, the violations cited during the inspection covering the period of March 6, 2016, to March 5, 2017, and the necessary corrective action to prevent the violations from recurring were discussed. You were given the opportunity to comment on the violations and what specific action you have taken to ensure that the violations will not recur. During the conference, you commented on the violations as follows:

Regarding the failure to maintain accurate records of the acquisition and disposition of firearms in violation of 27 CFR 478.125(e), you stated that you were not aware of the requirement to enter the importer names in the acquisition and disposition records. You also claimed not to realize that there were time-limits for making the entries. You stated that Anthony is now making acquisition entries by taking information directly from each firearm at the time of the acquisition; entries are made the following day when he is not working. You stated that Anthony makes disposition entries using the Form 4473 at the time of the sale. You also stated that you are conducting quarterly inventories now. It was recommended that you make entries at the time

1 Stop Pawn Shop, LLC

of each acquisition or disposition. It was also recommended that you compare each firearm to its entry in the A&D Record and vice-versa during your quarterly inventories.

Regarding the failure to complete ATF Forms 4473 properly in violation of 27 CFR 478.21(a), 27 CFR 478.124(c)(1), 27 CFR 478.124(c)(3)(i), 27 CFR 478.124(c)(3)(iv), 27 CFR 478.124(c)(4) and 27 CFR 478.124(c)(5), you stated that the Forms were not being checked well-enough, but that you are now double-checking the Forms following completion by the buyer, and again at the time the dispositions are entered into the A&D Record. It was recommended that you continue to have a second person check each Form after the transaction to ensure that the required information has been properly documented.

Regarding the sale of a receiver to a resident of another State in violation of 27 CFR 478.99(a), you stated that your employee had not realized that a receiver could not be sold to a resident of another State. You were advised that only a firearm defined as a rifle or a shotgun could possibly be sold to a resident of another State – and only if that State allowed such a sale.

Regarding the failure to conduct background checks through NICS in violation of 27 CFR 478.102(a) and 27 CFR 478.102(c), you stated that you had not realized that carry permits from other States could not be used as exemptions to NICS. You also stated that you had not realized that you had exceeded the 30-day limit for a background check to be valid. It was recommended that any Form 4473 exceeding the 30-day limit be filed so that it could not accidentally be completed at a later date. You were also advised that only valid permits issued by the State of Arkansas would qualify as an exemption to NICS for transactions in Arkansas.

Regarding the failure to maintain Forms 4473 documenting no-transfer of a firearm in violation of 27 CFR 478.129(b), you stated that you were keeping the Forms separate from the Forms documenting a transfer; however, the Forms might have been mixed up when pulling Forms at a later date. It was recommended that you keep the Forms in chronological order and re-file Forms in the proper order.

Regarding the failure to report the sale of multiple handguns in violation of 27 CFR 478.126a, you stated that you had not been aware of the Form for many months after beginning business but had learned about it during a pawnbroker seminar. You stated that even then you hadn't realized that the Forms had to be submitted the same day as the multiple sale. You were advised to submit the Forms by the close of business on the day of each multiple sale to the West Memphis Police Department and to the National Tracing Center (NTC). It was recommended that you submit the Forms to the NTC by email at: [REDACTED] (b)(6)/(b)(7)(C)

The violations for which you were cited could adversely impact law enforcement's ability to reduce violent crime and protect the public. You are reminded that future violations, repeat or otherwise, could be viewed as willful and may result in the revocation of your license. You may anticipate further inspections to ensure your compliance.

1 Stop Pawn Shop, LLC

Please contact us if you have any questions concerning your responsibilities as a licensee or if you require further clarification about particular requirements of Federal Firearms Laws.

Sincerely yours,

(b)(6)/(b)(7)(C)

Area Supervisor

Enclosure

c: Federal Firearms Licensing Center
New Orleans Field Division
Little Rock II Field Office